

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**ASHER ABID KHAN,  
Defendant**

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§  
§  
§  
§  
§

**CRIMINAL NO. 15-263-S**

**SENTENCE DATA SHEET**

**CRIMINAL NO.:** H-15-263-S

**DEFENDANT:** Asher Abid Khan

**DEFENDANT'S  
IMMIGRATION  
STATUS:** United States citizen

**GUILTY PLEA:** Count Six of the Superseding Indictment

**SUBSTANCE  
OF PLEA**

**AGREEMENT:**

1. Defendant agrees to plead guilty to Count Six of the Superseding Indictment, to persist in that plea through sentencing, to waive his right to appeal the sentence, and to not collaterally attack the conviction or sentences.

2. The United States agrees that it will not further prosecute the defendant in the Southern District of Texas for offenses arising from conduct charged in the indictment. The United States also agrees: the government will not oppose a two (2) point reduction for acceptance of responsibility and an additional one (1) point reduction under U.S.S.G. 3E1.1(b)(1). If the

defendant persists in his guilty plea and fulfills the terms of this agreement, and if the defendant provides substantial assistance as determined by the United States, in its sole discretion, a motion for downward departure pursuant to U.S.S.G. §5K1.1 may be filed. ~~Further, the United States agrees to recommend the low end of the guideline range.~~

**COUNT SIX:** 18 U.S.C. §2339B— Providing Material Support to a Designated Foreign Terrorist Organization.

**ELEMENTS**  
**COUNT SIX:**

- (1) That the Defendant provided material support or resources to a designated foreign terrorist organization; and
- (2) The Defendant knew that the organization either:
  - (a) has been designated a foreign terrorist organization, or
  - (b) engages, or has engaged, in “terrorism” or “terrorist activity.”

The term “material support or resources” means any property, tangible or intangible, or service, including currency or monetary instruments or financial securities, financial services, lodging, training, expert advice or assistance, safehouses, false documentation or identification, communications equipment, facilities, weapons, lethal substances, explosives, personnel (including the defendant), and transportation, but does not include medicine or religious materials.

**PENALTY**  
**COUNT SIX:** Penalty for violation of this statute includes imprisonment for a term not to exceed fifteen (15) years, a fine of up to \$250,000, or both.

**ALTERNATIVE  
FINE BASED ON  
GAIN OR LOSS:**

Not Applicable

**SENTENCING  
GUIDELINES:**

Applicable

**SUPERVISED  
RELEASE COUNT  
SIX:**

Any term of years or life.

**SPECIAL  
ASSESSMENT:**

\$100 per count of conviction

**ATTACHMENT:**

Plea Agreement